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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 JAIR DE JESUS LEON-LEMON,

12 Defendant.

Case No. 2:21-cr-00003-APG-EJY

13 **STIPULATION TO CONTINUE
14 SENTENCING HEARING**

15 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
16 United States Attorney, and Allison Reese, Assistant United States Attorney, counsel for the
17 United States of America, and Ivette Amelburu Maningo, counsel for Jair De Jesus Leon-
18 Lemon, that the Sentencing hearing currently scheduled for the 16th day of March 2022, be
19 vacated and set to a date and time convenient to this Court, but no later than thirty (30) days, as
counsel for Defendant is scheduled to start a State Capital trial on April 11, 2022.

20 The Stipulation is entered into for the following reasons:

21 1. The parties need additional time to coordinate a meeting with Defendant,
22 Defendant's counsel, a certified interpreter, and Government counsel for the purposes of a
safety valve proffer.

23 2. The Defendant is incarcerated and does not object to the continuance.

3. The additional time requested herein is not sought for purposes of delay.

4. The parties agree to the continuance.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

6. This is the first stipulation between the parties for the purposes of continuing the sentencing hearing.

DATED this 9th day of March 2022.

The Law Offices of
Ivette Amelburu Maningo

By: /s/ Ivette Amelburu Maningo
Ivette Amelburu Maningo
Attorney for Defendant
JAIR DE JESUS LEON-LEMON

By /s/ Allison Reese
ALLISON REESE
Assistant United States Attorney
Attorneys for Plaintiff
UNITED STATE OF AMERICA

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

V.

JAIR DE JESUS LEON-LEMON,

Defendant.

Case No. 2:21-cr-00003-APG-EJY

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The parties need additional time to coordinate a meeting with Defendant, Defendant's counsel, a certified interpreter, and Government counsel for the purposes of a safety valve proffer.

2. The Defendant is incarcerated and does not object to the continuance.

3. The parties agree to the continuance.

4. The additional time requested herein is not sought for purposes of delay, but merely to allow the parties to coordinate a meeting related to Defendant's eligibility for a safety valve reduction at sentencing

5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be

1 able to effectively and thoroughly prepare for sentencing, taking into account the exercise of
2 due diligence.

3 **ORDER**

4 IT IS ORDERED that the Sentencing Hearing currently scheduled for the 16th day of
5 March 2022, at the hour of 3:30 p.m., be vacated and continued to April 25, 2022, at the hour
6 of 1:30 p.m. in Courtroom 6C.

7 DATED: March 11, 2022

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9 HONORABLE ANDREW P. GORDON
10 UNITED STATES DISTRICT JUDGE

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